

Sunshine Act Meetings

Federal Register

Vol. 55, No. 203

Friday, October 19, 1990

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

FEDERAL RESERVE SYSTEM BOARD OF GOVERNORS

TIME AND DATE: 10:00 a.m., Wednesday, October 24, 1990.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, N.W., Washington, DC 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION:

Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204. You may call (202) 452-3207, beginning at approximately 5 p.m. two business days before this meeting; for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Dated: October 16, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90-24852 Filed 10-16-90; 4:24 pm]

BILLING CODE 6210-01-M

SECURITIES AND EXCHANGE COMMISSION Agency Meeting

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meeting during the week of October 15, 1990.

A closed meeting will be held on Tuesday, October 16, 1990, at 2:30 p.m.

The Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters may also be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(4), (b), (9)(A) and (10) and 17 CFR 200.402(a)(4), (b), (9)(i) and (10), permit consideration of the scheduled matters at a closed meeting.

Commissioner Lochner, as duty officer, voted to consider the items listed for the closed meeting in closed session.

The subject matter of the closed meeting scheduled for Tuesday, October 16, 1990, at 2:30 p.m., will be:

Institution of injunctive actions.
Institution of administrative proceedings of an enforcement nature.

Formal order of investigation.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact: Daniel Gray at (202) 272-2300.

Dated: October 16, 1990.

Jonathan G. Katz,
Secretary.

[FR Doc. 90-24932 Filed 10-17-90; 2:46 pm]

BILLING CODE 8010-01-M

TENNESSEE VALLEY AUTHORITY

[Meeting No. 1434]

TIME AND DATE: 10 a.m. (EDT), October 23, 1990.

PLACE: TVA Knoxville Office Complex, 400 West Summit Hill Drive, Knoxville, Tennessee.

STATUS: Open.

AGENDA: Approval of minutes of meeting held on September 19, 1990.

ACTION ITEMS:

New Business

A—Budget and Financing

A1. Authority to Write Off Uncollectible Account Receivable.

B—Purchase Awards

B1. Purchase Contract with Combustion Engineering, Inc., for Replacement Boiler Waterwall Panels for Widows Creek Power Plant.

B2. Coal Purchase for Allen, Colbert, Shawnee, and Widows Creek Power Plants (Requisition 22).

C—Power

C1. Arrangements with Associated Electric Cooperative, Inc.

C2. Interconnection Agreement with Nantahala Power and Light Company.

E—Real Property Transactions

E1. Deed Modification Affecting Approximately 0.01 Acre of Chickamauga Reservoir Land in Hamilton County, Tennessee.

F—Unclassified

F1. Contract with B&W Nuclear Service Company for Services Associated with Bellefonte Nuclear Plant.

F2. Filing of Condemnation Cases.

F3. Approval to Issue Suspension and Debarment Procedures.

F4. Supplement No. 4 to Personal Services Contract No. TV-77633A with Law Engineering, Incorporated.

F5. Personal Services Contract No. TV-76847T with Manpower Temporary Services.

INFORMATION ITEMS:

1. TVA Contribution to the TVA Retirement System for Fiscal Year 1991.

2. Contract with Systems Engineering Solutions, Inc., for Automatic Data Processing Equipment Support Services (Proposal YD-95404C).

3. Performance Increases for Employees on the Manager and Specialist Salary Schedule and Revisions to the Pay Rates for Excluded Positions.

4. Sale of Old Post Office Property in Chattanooga, Tennessee.

5. Increase Contract Amount with ABB Power T&D Company for Purchase of Transformers (Contract 90NLB-74678B).

CONTACT PERSON FOR MORE INFORMATION:

Alan Carmichael, Manager, Media Relations, or a member of his staff can respond to requests for information about this meeting. Call (615) 632-6000, Knoxville, Tennessee. Information is also available at TVA's Washington Office (202) 479-4412.

Dated: October 16, 1990.

William L. Osteen, Jr.,

Associate General Counsel and Assistant Secretary.

[FR Doc. 90-24881 Filed 10-17-90; 10:54 am]

BILLING CODE 8120-02-M

Sunshine Act Message

The Sunshine Act is a landmark piece of legislation that ensures transparency in government. It was enacted to provide the public with access to information held by federal agencies, promoting accountability and trust in the government's actions.

The Act requires federal agencies to make certain records available to the public, unless they are exempt from disclosure. These exemptions are based on specific criteria, such as national defense, foreign relations, and internal security. However, the Act also provides a process for challenging these exemptions and for obtaining the records.

The Sunshine Act has been a cornerstone of the transparency movement in the United States. It has led to the disclosure of a wide range of records, including government contracts, internal communications, and financial information. This transparency has allowed the public to better understand the government's operations and to hold it accountable for its actions.

The Act also provides for the creation of a public database of records, which can be searched and accessed by anyone. This database is a valuable resource for researchers, journalists, and the general public. It allows them to track government activities and to identify potential areas of concern.

The Sunshine Act is a testament to the power of transparency. It has shown that when the government is open to the public, it is more likely to be held accountable and to act in the best interests of the people. It is a model for other countries and a source of inspiration for the transparency movement around the world.

Great Report

Friday
October 19, 1990

Part II

The President

Proclamation 6207—Veterans Day, 1990

Executive Order 12731—Principles of
Ethical Conduct for Government Officers
and Employees

October 12, 1962

The President

Washington, D.C. - January 12, 1963

Executive Order 11621 - Extension of

and Extension

Presidential Documents

Title 3—

Proclamation 6207 of October 17, 1990

The President

Veterans Day, 1990

By the President of the United States of America

A Proclamation

The Bible tells us that no greater love has a man than this: to lay down his life for a friend. Our Nation's military veterans are brave and selfless individuals who, when duty called, were willing to put themselves in harm's way to defend the lives and liberty of others. Each November 11, we pause with solemn pride and heartfelt gratitude to honor this special group of Americans. The sacrifices they have made for our sake—and, indeed, for the sake of millions of freedom-loving men and women around the world—can never be forgotten. Their abiding patriotism and enduring devotion to the ideals on which the United States is founded can never fail to inspire us.

This Nation's veterans have made their stand for freedom and democratic ideals from the Argonne Forest to the windswept Aleutian Islands, from the searing deserts of North Africa to the steep hills and dense jungles of Southeast Asia. Some have defended the cause of individual liberty and self-government in more recent conflicts and less remote places, such as Grenada and Panama. They have seen comrades-in-arms fall on the field of battle, giving "the last full measure of devotion" for our country and the vision of freedom and justice we hold dear. They, too, have suffered and sacrificed, carrying on the light of liberty with efforts that have been equally selfless and heroic.

It is fitting that we pause on the anniversary of "Armistice Day," a day of peace and celebration, to honor America's veterans and to express our gratitude for their courage and sacrifice. World War I, which ended with the signing of the Armistice on November 11, 1918, did not, as millions of people hoped, prove to be "The War to End All Wars." Nevertheless, we know that our world is safer, freer, and more peaceful today thanks to the vigilance and resolve of our Armed Forces. Indeed, our Nation's veterans have helped to bring peace and freedom to regions of the world that once suffered under the shadow of hostility and oppression. The triumph of democratic ideals in Eastern Europe and other parts of the world provides powerful evidence that their sacrifices were not made in vain.

Although the dramatic social and political changes we have witnessed around the world during the past year provide a resounding affirmation of the ideals our veterans have fought to uphold, current events in the Persian Gulf region underscore the need for continued strength and vigilance on the part of free nations. As veterans have so often reminded us, eternal vigilance is, indeed, the price of liberty. These great heroes who have left their own "footprints on the sands of time" know that preparedness deters aggression, and they understand the important task before those American service men and women now keeping watch along the sands and off the shores of Saudi Arabia.

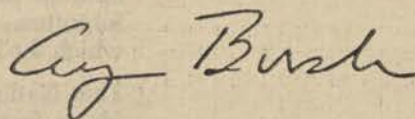
On this Veterans Day, mindful of President Wilson's call to honor our Nation's war heroes with a 2-minute interval of silence at 11:00 a.m. on November 11, 1919, let us pause to remember and pray for all those men and women who have since served in the United States Armed Forces. Through special services, programs, and ceremonies held in their honor on this day, let us affirm that their singular contributions to our country are cherished and remembered.

Let us also strive, each and every day of the year, to ensure that ours remains a land worthy of the great love our veterans have shown for it.

In order that we may pay due tribute to those who have served in our Armed Forces, the Congress has provided (5 U.S.C. 6103(a)) that November 11 of each year shall be set aside as a legal public holiday to honor America's veterans.

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, do hereby proclaim Sunday, November 11, 1990, as Veterans Day. I urge all Americans to honor our veterans through appropriate public ceremonies and private prayers. I also call upon Federal, State, and local government officials to display the flag of the United States and to encourage and participate in patriotic activities in their communities. I invite civic and fraternal organizations, churches, schools, businesses, unions, and the media to support this national observance with suitable commemorative expressions and programs.

IN WITNESS WHEREOF, I have hereunto set my hand this seventeenth day of October, in the year of our Lord nineteen hundred and ninety, and of the Independence of the United States of America the two hundred and fiftieth.



[FR Doc. 90-25003

Filed 10-18-90; 10:42 am]

Billing code 3195-01-M

Presidential Documents

Executive Order 12731 of October 17, 1990

Principles of Ethical Conduct for Government Officers and Employees

By virtue of the authority vested in me as President by the Constitution and the laws of the United States of America, and in order to establish fair and exacting standards of ethical conduct for all executive branch employees, it is hereby ordered that Executive Order 12674 of April 12, 1989, is henceforth modified to read as follows:

"EXECUTIVE ORDER

"_____

"PRINCIPLES OF ETHICAL CONDUCT FOR GOVERNMENT OFFICERS AND EMPLOYEES

"By virtue of the authority vested in me as President by the Constitution and the laws of the United States of America, and in order to establish fair and exacting standards of ethical conduct for all executive branch employees, it is hereby ordered as follows:

"Part I—Principles of Ethical Conduct

"Section 101. *Principles of Ethical Conduct.* To ensure that every citizen can have complete confidence in the integrity of the Federal Government, each Federal employee shall respect and adhere to the fundamental principles of ethical service as implemented in regulations promulgated under sections 201 and 301 of this order:

"(a) Public service is a public trust, requiring employees to place loyalty to the Constitution, the laws, and ethical principles above private gain.

"(b) Employees shall not hold financial interests that conflict with the conscientious performance of duty.

"(c) Employees shall not engage in financial transactions using nonpublic Government information or allow the improper use of such information to further any private interest.

"(d) An employee shall not, except pursuant to such reasonable exceptions as are provided by regulation, solicit or accept any gift or other item of monetary value from any person or entity seeking official action from, doing business with, or conducting activities regulated by the employee's agency, or whose interests may be substantially affected by the performance or nonperformance of the employee's duties.

"(e) Employees shall put forth honest effort in the performance of their duties.

"(f) Employees shall make no unauthorized commitments or promises of any kind purporting to bind the Government.

"(g) Employees shall not use public office for private gain.

"(h) Employees shall act impartially and not give preferential treatment to any private organization or individual.

"(i) Employees shall protect and conserve Federal property and shall not use it for other than authorized activities.

"(j) Employees shall not engage in outside employment or activities, including seeking or negotiating for employment, that conflict with official Government duties and responsibilities.

"(k) Employees shall disclose waste, fraud, abuse, and corruption to appropriate authorities.

"(l) Employees shall satisfy in good faith their obligations as citizens, including all just financial obligations, especially those—such as Federal, State, or local taxes—that are imposed by law.

"(m) Employees shall adhere to all laws and regulations that provide equal opportunity for all Americans regardless of race, color, religion, sex, national origin, age, or handicap.

"(n) Employees shall endeavor to avoid any actions creating the appearance that they are violating the law or the ethical standards promulgated pursuant to this order.

"Sec. 102. Limitations on Outside Earned Income.

"(a) No employee who is appointed by the President to a full-time noncareer position in the executive branch (including full-time noncareer employees in the White House Office, the Office of Policy Development, and the Office of Cabinet Affairs), shall receive any earned income for any outside employment or activity performed during that Presidential appointment.

"(b) The prohibition set forth in subsection (a) shall not apply to any full-time noncareer employees employed pursuant to 3 U.S.C. 105 and 3 U.S.C. 107(a) at salaries below the minimum rate of basic pay then paid for GS-9 of the General Schedule. Any outside employment must comply with relevant agency standards of conduct, including any requirements for approval of outside employment.

"Part II—Office of Government Ethics Authority

"Sec. 201. The Office of Government Ethics. The Office of Government Ethics shall be responsible for administering this order by:

"(a) Promulgating, in consultation with the Attorney General and the Office of Personnel Management, regulations that establish a single, comprehensive, and clear set of executive-branch standards of conduct that shall be objective, reasonable, and enforceable.

"(b) Developing, disseminating, and periodically updating an ethics manual for employees of the executive branch describing the applicable statutes, rules, decisions, and policies.

"(c) Promulgating, with the concurrence of the Attorney General, regulations interpreting the provisions of the post-employment statute, section 207 of title 18, United States Code; the general conflict-of-interest statute, section 208 of title 18, United States Code; and the statute prohibiting supplementation of salaries, section 209 of title 18, United States Code.

"(d) Promulgating, in consultation with the Attorney General and the Office of Personnel Management, regulations establishing a system of nonpublic (confidential) financial disclosure by executive branch employees to complement the system of public disclosure under the Ethics in Government Act of 1978. Such regulations shall include criteria to guide agencies in determining which employees shall submit these reports.

"(e) Ensuring that any implementing regulations issued by agencies under this order are consistent with and promulgated in accordance with this order.

"Sec. 202. Executive Office of the President. In that the agencies within the Executive Office of the President (EOP) currently exercise functions that are

not distinct and separate from each other within the meaning and for the purposes of section 207(e) of title 18, United States Code, those agencies shall be treated as one agency under section 207(c) of title 18, United States Code.

"Part III—Agency Responsibilities

"Sec. 301. *Agency Responsibilities.* Each agency head is directed to:

"(a) Supplement, as necessary and appropriate, the comprehensive executive branch-wide regulations of the Office of Government Ethics, with regulations of special applicability to the particular functions and activities of that agency. Any supplementary agency regulations shall be prepared as addenda to the branch-wide regulations and promulgated jointly with the Office of Government Ethics, at the agency's expense, for inclusion in Title 5 of the Code of Federal Regulations.

"(b) Ensure the review by all employees of this order and regulations promulgated pursuant to the order.

"(c) Coordinate with the Office of Government Ethics in developing annual agency ethics training plans. Such training shall include mandatory annual briefings on ethics and standards of conduct for all employees appointed by the President, all employees in the Executive Office of the President, all officials required to file public or nonpublic financial disclosure reports, all employees who are contracting officers and procurement officials, and any other employees designated by the agency head.

"(d) Where practicable, consult formally or informally with the Office of Government Ethics prior to granting any exemption under section 208 of title 18, United States Code, and provide the Director of the Office of Government Ethics a copy of any exemption granted.

"(e) Ensure that the rank, responsibilities, authority, staffing, and resources of the Designated Agency Ethics Official are sufficient to ensure the effectiveness of the agency ethics program. Support should include the provision of a separate budget line item for ethics activities, where practicable.

"Part IV—Delegations of Authority

"Sec. 401. *Delegations to Agency Heads.* Except in the case of the head of an agency, the authority of the President under sections 203(d), 205(e), and 208(b) of title 18, United States Code, to grant exemptions or approvals to individuals, is delegated to the head of the agency in which an individual requiring an exemption or approval is employed or to which the individual (or the committee, commission, board, or similar group employing the individual) is attached for purposes of administration.

"Sec. 402. *Delegations to the Counsel to the President.*

"(a) Except as provided in section 401, the authority of the President under sections 203(d), 205(e), and 208(b) of title 18, United States Code, to grant exemptions or approvals for Presidential appointees to committees, commissions, boards, or similar groups established by the President is delegated to the Counsel to the President.

"(b) The authority of the President under sections 203(d), 205(e), and 208(b) of title 18, United States Code, to grant exemptions or approvals for individuals appointed pursuant to 3 U.S.C. 105 and 3 U.S.C. 107(a), is delegated to the Counsel to the President.

"Sec. 403. *Delegation Regarding Civil Service.* The Office of Personnel Management and the Office of Government Ethics, as appropriate, are delegated the authority vested in the President by 5 U.S.C. 7301 to establish general regulations for the implementation of this Executive order.

"Part V—General Provisions

"Sec. 501. *Revocations.* The following Executive orders are hereby revoked:

"(a) Executive Order No. 11222 of May 8, 1965.

"(b) Executive Order No. 12565 of September 25, 1986.

"Sec. 502. *Savings Provision.*

"(a) All actions already taken by the President or by his delegates concerning matters affected by this order and in force when this order is issued, including any regulations issued under Executive Order 11222, Executive Order 12565, or statutory authority, shall, except as they are irreconcilable with the provisions of this order or terminate by operation of law or by Presidential action, remain in effect until properly amended, modified, or revoked pursuant to the authority conferred by this order or any regulations promulgated under this order. Notwithstanding anything in section 102 of this order, employees may carry out preexisting contractual obligations entered into before April 12, 1989.

"(b) Financial reports filed in confidence (pursuant to the authority of Executive Order No. 11222, 5 C.F.R. Part 735, and individual agency regulations) shall continue to be held in confidence.

"Sec. 503. *Definitions.* For purposes of this order, the term:

"(a) 'Contracting officers and procurement officials' means all such officers and officials as defined in the Office of Federal Procurement Policy Act Amendments of 1988.

"(b) 'Employee' means any officer or employee of an agency, including a special Government employee.

"(c) 'Agency' means any executive agency as defined in 5 U.S.C. 105, including any executive department as defined in 5 U.S.C. 101, Government corporation as defined in 5 U.S.C. 103, or an independent establishment in the executive branch as defined in 5 U.S.C. 104 (other than the General Accounting Office), and the United States Postal Service and Postal Rate Commission.

"(d) 'Head of an agency' means, in the case of an agency headed by more than one person, the chair or comparable member of such agency.

"(e) 'Special Government employee' means a special Government employee as defined in 18 U.S.C. 202(a).

"Sec. 504. *Judicial Review.* This order is intended only to improve the internal management of the executive branch and is not intended to create any right or benefit, substantive or procedural, enforceable at law by a party against the United States, its agencies, its officers, or any person."

THE WHITE HOUSE,
October 17, 1990.

